PTO/SB/05 (08-03)

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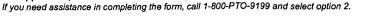
UTILITY PATENT APPLICATION **TRANSMITTAL**

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Attorney Docket No.	DEKA:344US	
First Inventor	Jeff McElroy	F 0
Title	PLANTS AND SEEDS OF CORN VARIETY 1000091	J.S. 022
Express Mail Label No.	EV 414835111 US	82(

	PPLICATION ELEMENTS ter 600 concerning utility patent application contents.	ADDRESS TO: Mail Stop Patent Application Commissioner for Patents P.O. Box 1450 Alexandria VA 22313-1450					
2. Applicant of See 37 CF Specification (preferred a - Descriptive - Cross Refi - Statement - Reference or a compi - Backgrour - Brief Sumi - Brief Desc - Detailed D - Claim(s)	on [Total Pages 62] trangement set forth below) e title of the invention ference to Related Applications t Regarding Fed sponsored R & D to sequence listing, a table, other program listing appendix appendix appendix for the Invention many of the Invention cription of the Drawings (if filed)	 CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix) Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary) Computer Readable Form (CRF) Specification Sequence Listing on:					
4. Drawing(s) (35 U.S.C. 113) [Total Sheets] 5. Oath or Declaration [Total Sheets] a. Newly executed (original or copy)		10. 37 CFR 3.73(b) Statement Power of (when there is an assignee) 11. English Translation Document (if applicable) 12. Information Disclosure Copies of IDS					
b. Copy from a prior application (37 CFR 1.63(d)) (for continuation/divisional with Box 18 completed)		13. Preliminary Amendment 14. Return Receipt Postcard (MPEP 503)					
Signe nam 1.63	LETION OF INVENTOR(S) ed statement attached deleting inventor(s) ee in the prior application, see 37 CFR (d)(2) and 1.33(b). ion Data Sheet. See 37 CFR 1.76	(Should be specifically itemized) 15. Certified Copy of Priority Document(s) (if foreign priority is claimed) 16. Nonpublication Request under 35 U.S.C. 122 (b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent. 17. Other:					
18. If a CONTINUI	NG APPLICATION, check appropriate box, and sur	pply the requisite information below and in the first sentence of the					
Specification follows Continuation	ing the title, or in an Application Data Sheet under 3 on Divisional Continue	ation-in-part (CIP) of prior application No.:					
Prior application information: Examiner Art Unit: For CONTINUATION OF DIVISIONAL APPS only; The entire disclosure of the prior application, from which an oath or declaration is supplied under Box.							
The incorporation <u>ca</u>	an only be relied upon when a portion has been inadve	n or divisional application and is hereby incorporated by reference tently omitted from the submitted application parts.					
Customer I	20105	OR Correspondence address belaw					
Name	Number.	— S S F					
Address							
City		State Zip Code					
Country		elephone Fax					
Name (Print/Type) Robert E. Hanson Registration No. (Attorney/Agent) 42,628 Signature Date April 6, 2004							
Congriction &		Date April 6, 2004					

This collection of information is required by 37 CFR 1.53(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.





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NONPUBLICATION REQUEST						
UNDER						
35 U.S.C. 122(b)(2)(B)(i)						

First N	Named Inventor		Jeff McElroy		
Title	PLANTS AND SEEDS OF CORN VARIETY 1000091				
Attorn	ey Docket Number	er	DEKA:344US	_	

I hereby certify that the invention disclosed in the attached application has not and will not be the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing.

I hereby request that the attached application not be published under 35 U.S.C. 122(b).

April 6, 2004

Date

Signature

(512) 536-3085

Robert E. Hanson, Reg. No. 42,628

Telephone number

Typed or printed name

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application **upon filing**.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).**

This collection of information is required by 37 CFR 1.213(a). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 6 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.